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OF THE FEDERAL ROLLS OF LIVIL PROLEBUSE.  PLANDTIFF MARK STARKE, IN PROSE BRILLS THIS COMPLAINT ALLEBOING DELIBERATE IND PRETENTE TO HIS SECONS HISDORY WELLS, MEDICAL MALPRACTICE, NEGLIBERT SUPERIORD, AND CRUEL AND INVISIONAL AUNISTHMENT ABOUT WEXFORD HEALTH SOURCES, NR. FRENCH, ELLEN WITTMAN, HEALTH SERVICES ADMINISTRATOR HIS HARTINEZ  THE ABOVE RILEGATIONS VIOLATED AMINTIFFS RIGHTS UNDER THE FOURTEFAITH AMENDMENT BY WAY OF THE EIGHTH, AND HIS DUE PROCESS EIGHTS RESOLTING IN CIVIL RIGHTS VIOLATIONS, AND CRUEL AND CHUSUAL ANNISHMENT.  VENUE.  THE DISTRICT OF NEW MEXILO IS AN APPROPRIATE YEARS UNDER U.S.C. SECTIONS 1391 (b), (4), BECAUSE IT IS		
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ABAILIST WEXFORD HEALTH SOURCES, BL. FRENCH, ELLEN MITTMAN, HEALTH SERVICES ADMINISTRATOR MS MARTINEZ  THE ABOVE ALLEGATIONS VIOLATED RAILITIFS RIGHTS (UNDER THE FOORTEENTH AMENDMENT BY WAY OF THE EIGHTH, AND HIS DUE PROCESS RIGHTS RESULTING IN CIVIL RIGHTS VIOLATIONS, AND CLUEL AND ONUSUAL ADMISHMENT.  VENUE  THE DISTRICT OF NEW MEXICO IS AN APPROPRIATE VENUE LINDER U.S.C. SECTIONS 1391 (b), (b), BECAUSE IT IS		,
THE ABOVE ALLEGATIONS VIOLATED AMINTIFFS RIGHTS UNDER THE FOURTEENTH AMENDMENT BY WAY OF THE EIGHTH, AND HIS DUE PROCESS EIGHTS RESULTING IN CIVIL RIGHTS VIOLATIONS, AND CRUEL AND ONUSUAL ANNISHMENT.  VENUE  THE DISTRICT OF NEW MEXILO IS AN APPROPRIATE VENUE UNDER U.S.C. SECTIONS 1391 (b), (b), because it is	. ,	,
ELGATH, AND HIS DUE PROCESS ELGATS RESULTING IN CIVIL PIGATS VIOLATIONS, AND CRUEL AND CAUSUAL ANNISHMENT.  VENUE  THE DISTRICT OF NEW MEXILO IS AN APPROPRIATE YEAVE UNDER U.S.C. SECTIONS 1391 (b), (a), BECAUSE IT IS	AGMUST WEXTORD HEALTH SOURCES, D	NE. FRENCH, ELLEN WITTMAN, HEALTH SERVICES ADMINISTRATOR MS MORTINEZ
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THE DISTRICT OF NEW MEXICO IS AN APPROPRIATE VENUE UNDER U.S.C. SECTIONS 1391 (b), (2), BECAUSE IT IS		
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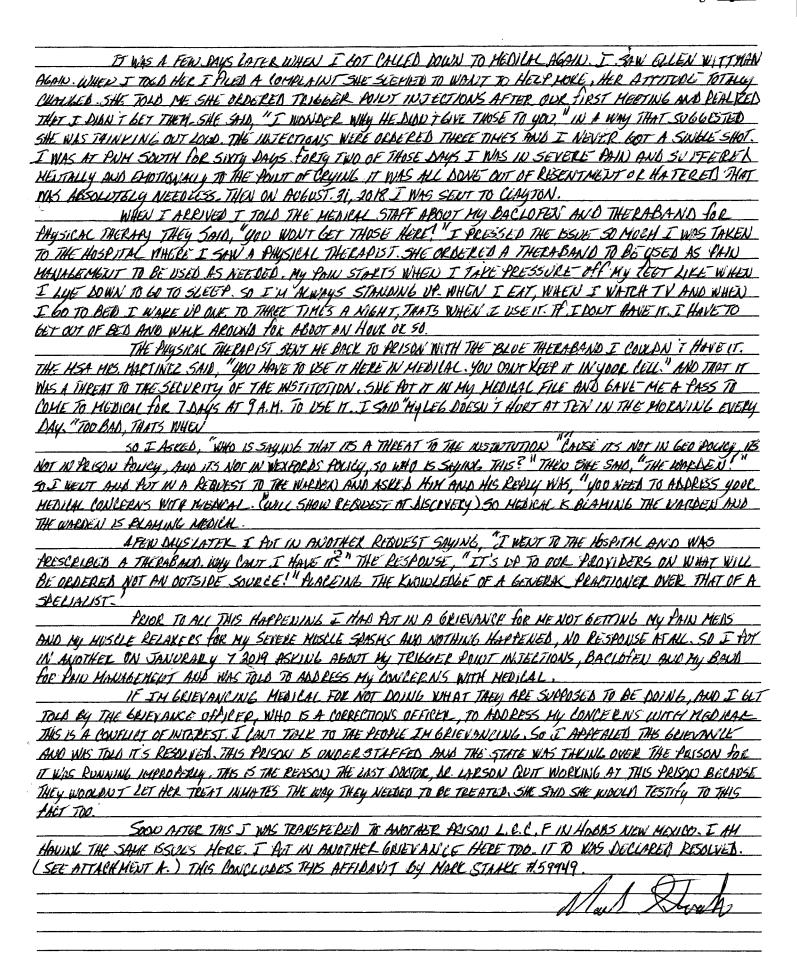
PARTIES
1.) PEALUTIFF MORK STANKE IS A RESIDENT AND A CITIZEN OF THE STATE OF NEW MEXICO. AT ALL TIMES
LETEVANT HEREIN, PLANNTIFF WAS INCARCERCATED IN THE NEW MEXICO DEPTARMENT OF CORRECTIONS (NIMES).
- SUBJECTIONS (NIMBOR).
2) AT ALL TIMES RETENANT HEREIN, WAON INFORMATION AND BELIEF, DEFENDANTS ACTES UNDER THE COLOR
DE SINIE CAN. IN THE COURSE AND SCOPE OF THEIR EMPLOYMENT. EACH OFFENNANT IS SIZE MEANY ACQUITE AND IN
HIS HER OFFICIAL CAPACITY.
3.) DEFENDANT WEXFORD HEN TH SOCRCES, (WEXFORD) IS THE HEATHCARE PROVIDER FOR THE NYMBOC
PROVIDING MEDICAL CARE TO THE NICHOL AT ALL PRISONS RESPONSIBLE FOR PROVIDING MEDICAL CARE TO INMATES THAT
ARE HOUSED AT THEIR FACULTY
AT AN THES RELEVANT TO THIS COMPLAINT, WHON INFORMATION AND BELIEF DR. FRENCH IS A MOSTOR
THE FIRST HE PACKETTY AND THE PARK SOUTH TAPILITY I ALASTE WE CONTRACT ALTHUR ARCHIOS ALLO WAS ALLOWARD
FOR PROVIDENCE MEDICAL CARE TO INMATES HOUSED AT THEIR FACILITY.
5.) AT ALL TIMES REJEVANT TO THIS COMPLAINT, WAS INFORMATION AND BETTER, HEALTH SERVICES ADMINISTRATES
SUSTICIONEZ WAS THE MSA AT MORTH EASTEDN NEW MECTED TOUT FAMILITY ( VELLEAE) ALLA DIS OFFICE AND ALLA DIS
FOR ALL THE MEDICAL STAFF AND FOR THE TREATMENT THAT IS AUTHORIZED BY EACH STAFF MEMBER
6.) AT ALL TIMES PETERALT TO THE PARK WIT HALL WAS ALL THE ALL AND THE
WEX FOLD PROVIDED AT THE PUM SOUTH FACILITY AND WAS RESPONSIBLE FOR GIVING LAWFOLL, SAFE, AND COMPETANT MEDICAL CARE TO INHATES HOOSED AT HISE FACILITY.
7.) PLAINTIFF IS UNAWARE OF ALL DEFENDANTS NAMES. PLAINTIFF PRAYS THIS COURT WILL ALLOW HIM
TO CONTINUE AND HE WILL GIVE THE COURT THE NAMES AS HE DISCOYELS THEN.
8.) AFFERINALITY WIFE FOR A DE FORMAL FLICK WITTELLY A LA LLATION AND THE PARTY OF
OFFICERS, DILECTORS, EMPLOYEE'S, AGENTS INCLUDING BUT NOT LIMITED TO NURSES, DOLTORS, ADMINISTRATORS, MINNALEMENT, TECHNICIANS, AND OTHER STAFF AND ARE RESPONSIBLE FOR THEIR ALTS AND OMISSIONS.
- THE PART AND STARL SIMI THIS HER RESPONSIBLE FOR THEIR ACTS AND OMISSIONS.
DEFENDAUTS WEXFORD, FRENCH, WITTMAN, MARTINEZ
9.) AT ALL TIMES DEFENDED TO THE DOUBLE OF PROPERTY AND A STATE OF THE PROPERTY OF THE PROPERT
9.) AT ALL TIMES RELEVANT TO THIS COMPLAINT, OPON INFORMATION AND BELIET, DEFENDANT WEXFORD  15 THE HEATHCARE PROVIDER FOR THE NIMBOL. PROVIDING HEALTHCARE AND MENTAL HEALTHCARE AT ALL PRISONS AND
ARE RESPONSIBLE FOR ALL INMATES UNIONE THEIR CARE.
10.) DYCTORS AND HEALTH SCHULE ASMINISTRATORS ARE POLICY MAKERS AND SUPERVISORS AT THE FACILITIES
WHERE THEY DISCUSED MODILING THEN MEN! OF INMATES, THEY ARE PESANTIALLY GOVERNED AS WHATER AS WELL AS
MAYING SURE THAT THE TREATMENT IS DONE PROPERLY AND ANMINISTERED LAWFUL & HUMANELY, AND ARRESDANT TO
POLICY BUS THE FERELAL AND STATE LAWS.
(A) DOCTORS AND HSA'S ARE PESPONSIBLE FOR GNSORING, AND HAVE THE ABILITY, TO CONTROL THE
CONDUCT OF THEIR STAFF, AND ENSORING THAT THE MEDILAL DINTS THEY OVER SET ALL SAFE AND ENTER SOME SOME SOME SOME SOME SOME SOME SOME

Page: <u>3</u> MALPRACTICE, NEGLIGENCE, NEGLIGENT SOPERVISION, DELIBERATE INDIFFERENCE TO SERIOUS MEDILAL NEEDS, CRUEL AND UNOSUAL PONISHMENT. AT ALC TIMES PELEVANT TO THIS COMPLAINT, WPONINFORMATION AND BELIEF, DEFENDANTS WEXFOLD, FRENCH 12.) WITTHAN, AND MARTINEZ HAVE A DUTY TO FOLLOW THE MEDICAL GUIDLINES OUTLINED IN THEIR OWN POLICY, THE WHOOL POLICY, AND THE FEBERAL AND STATE LAWS FOR THE STATE OF NEW MEXICO. AFFINAVIT ON THE MORNING OF MAY IS 2018, 20 CATED AT THE PENITENTURARY OF NEW MEXICO, PNM LEVEL IT (PNMIT) IN SAUTA FE NEW MEXICO, SURIUS THE MORNING RECREATION I WENT OUTSIDE TO WORK COTON THE EXERCISE MACHINE'S I STORTED TO WORKOUT ON A PIECE OF EQUIPMENT CALLED A SEATER ROW MACHINE. IT'S ACCOUNT TWO AND A HALF FEET OFF THE GROUND YOU SIT DOWN ON IT AND EXTEND YOUR LEGS OUT IN FRONT OF YOU. THE HANDLE IS ATTACHED TO A CABLE WHICH IS ATTACHED TO THE WEIGHTS. THE CORRECT FORM, WHICH IS WHAT I WAS BOWG, IS TO PULL THE HANDLE TO YOUR HIDSECTION. AFTER THE FIRST SET OF SIKTY POINTS I ADDEN ANOTHER HUNDRED. AFTER THAT SET I ADDED ALL THE WEIGHT, ABOUT TWO HUNDRED SIXTY POONDS ON MY THIRD SET I DID ON REA AND HALF WAY THROUGH THE SECOND RED THE CARLE SNAFPED IN HALF. THE FORLE SENT HE FLYING BACKWARDS I DID A COMPLETE SUMMER SALT IN THE AIR AND LANDED IN MY SHOOLDERS AND BACK AS MY HEAD HIT THE CONCLETE ISCOUND. I SAW A BRIGHT FLAGH THEN LITTLE SPOTS ÉVERY WHERE WHEN MY HEAD SMACLED THE GEOUND, T TRIPLD TO STAND OF BUT I COOLDIN'T GET PRESEN BEING BENT OVER AT THE WAIST. WHEN I TRIED TO STRAIGHTEN UP A SHARP SCARING ELECTRIC PAIN SHOT UP MY LOWER BACK. SO I WALKED TO HEDILAL LIKE THAT. I ASKE FOR A WHEGLCHAIR BUT WAS TOLD THEY DIDN'T HAVE ONG THERE. THE REC OFFICER CALLED TO MEDICAL AND HE WAS TOLD I HAD TO WALK THE REC OFFICER OFFICER CARBENAS, WAS STANDING FIVE FEET AWAY WATCHING ME WHEN IT HAPPENED SO HE SAW THE WHOLE THINK HE MADE A STATEMENT ON THE ACCIDENT REPORT. I WAS WORKING OUT WITH TWO PEOPLE AND THEY TO WITNESSED THE WHOLE THING IT WAS ALSO LECOLDED ON THE PRISON CAMERA SUSTEM AS WELL. WHEN I GOT TO MEDILAL LT. ANDY RAY WAS THERE I ASKED HIM TO TAKE A PICTURE OF THE CABLE AND HE SAID, "HAVE YOUR LAWYER SUBJEDING IT!" I SAID, "YOU HAVE TO TAKE A PICTURE FIRST!" OF FICER CORDENAS WALKED OF AND SAID, "I'VE BEEN TRYING TO GET THOSE FIXED FOR TWO YEARS, MAYBE THIS WILL HELP." I NAITEN ABOUT FORTY MINUTES TO BE SEEN. NO VITALS WERE TAKEN. NO BLOOD PRESSURE NOTHING I WAS SEEN BY DR. AMY ZABON SHE ASKED ME WHAT HOPPENED, I TOLD HER AND SHE SAID, "WITHOUT AN X-RAY I CANT DO ANYTHING. "YET DIO NOT ORDER ONE. SHE DIDN'T DO ANYTHING AT ALL SHE GAVE ME A LAYIN FOR (7) DAYS, A PASS FOR CRUTCHES, A PASS FOR ICE, AND TYLENOL AND SENT ME BACK TO MY UNIT. FIVE DAYS LATTER I WAS EMILED TO HEDICAL FOR A FOLLOW OF I SAW DR. FRENCH. I SAT DOWN AND HE SAID, "WHATS WRONG?" I TOLD HIM EVERYTHING THAT HAPPENED, HOW I AM IN EXCROPATING PAIN, I CANT EVEN SIT UP WITHOUT THE HEIP OF MY CELL MATE. I COOLD BARELY GET AROUND ON CRUTCHES. THEN HE SAYS TO ME, "HAVE YOU EVER HEARD OF BACLOFEN?" - TOLD ALL I HAD AND HE SAID HE WAS GOING TO PUT ME ON 40 HIS A DAY. I TOLD HIM HE COUNCIL TO DO THAT AND HE MSKED WHY. I TOLD HAM ESCAUSE I'M ALREADY TAKING THE MAKIMUM MOSE ALLOWED. THIS SEEMED TO WISET DE FRENCY CAUSE HE SLAVED MY FILE SHOT AND SAID, "WE'RE ADOVE HERE!" WITH THAT HE SENT HE BACK TO MY DIDIT.

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IT WAS TEN DAYS LATER WHEN I WAS FINALLY TAKED TO ANOTHER PRISON, TWO HONDRED YARDS AWAY, TO GET X-RAYS OF MY BACK. MY BACK WAS STICK HURTING ON A DAILY BASIS AND ALL I WAS BETTING ALLS TYLENOL IT WAS APPOXIMATERY FINE DAYS AFTER I GOT THE X-RAYS I WAS CALLED DOWN TO HE FICH. FOR A FOLLOW UP. IT WASN'T BEOKEN DR. EVENEH SAID BUT HE COOLDN'T RULE OUT DISK MITURY OF NERVE DAMAGE OR EVEN SPINAL CORD DAMAGE -DR. FRUNCH SOID, "I'M NOT GOING TO DO SORGELY AND I BOUT WANT TO GIVE YOU A STEROID SHOT YET, LET'S GIVE IT A FEW MORE DAYS TO HEAR AND WE'LL SEE WHAT HAPPENS." AT THIS POINT THE PAIN WAS EXCLUCIATIONS AND MY SLEEP WAS BEING REFECTED MORE AND HORE EVERY DAY. WHEN I STRAIGHTEN UP OR TURN A CERTAIN WAY I GET A SHARP PIERLING FLECTRIC SHOCK THAT SHOOTS DOWN MY LOWER BALK AND MROSS MY BUTTOCK AND DOWN MY LEG. IN OR ABOUT TUDE 7 2018 I SAW DE FRENCH IN MEDICAL FOR CONTINUING BAID IN MY LOWER BACK I GREATURD EVERYTHING TO HIM AND ASKED IF I COURD GET A MRI DONE OR SEE A SPECIALIST TO EXAMINE ME CAUSE SOMETHING IS DEFINATELY WRONG. HE SAID, "I'M NOT GOING TO WASTE THE RESOURCE'S ON YOU." "SO YOU DON'T NAME TO WASTE THE MONEY ON ME." HE SIMPLY SAID, "YUP!" I TOLD HIM THAT WAS ILLEGAL AND HE SAID, "HAKE SURE YOU SOLL MY NAME RIGHT. "I PUT IN A GELEVANCE THE FOLLOWING DAY I HOWA DELIVERED IT TO COPTAIN MIKE BACA. I MADE A CORY BECAUSE THEY KNOW A GRIEVANCE IS THE FIRST STEP TO A LAWSUIT AND IF THEY DON'T ANSWELL IT THEN THEY CANT BE SUED AND EVEN THOUGH THE GRIEVAN L OFFILED IS SUPPOSED TO BE AN IMPARTIAL PERSON I NEVER GOT A RESPONSE ON JUNE 30 2018, I GOT IN TROUBLE AUD WAS SEUT TO PAIN SOUTH FACILITY. A LEVEL FIVE FACILITY 200 YARDS AWAY FROM WHERE I WAS TUST AT . THAT WIGHT AT MED LINE, I WAS TOUR ALL MY PRESCRIPTIONS WE'RE CANCELES I WAS ON 100 MG OF ELAVIL, 80 MG OF BACKO FEW, AND A THETAGOLDS FOR PHYSICAL THE CAPY PAIN MANGEMENT ALL OF THEM WELL DOCUMENTED. I HAD INSOLES FOR MY SHOES WHICH NOULD OF HELPED WITH THE BACK PAIN BUT THOSE WELL THEN AS WELL. THEY WELE ALL PRESCRIBED FOR A ZEG INJURY IN 1991. FOR THE FIRST FEW DAYS I DIDN'T SLEEP AT ALL I PUT IN A SICK CALL FOR THE FIRST THREE DAYS SO I COULD SEE THE DOCTOR THAT'S HOW THEY RAW MEDICAL THERE, IN ORDING TO SEE THE DOCTOR YOU HAVE TO ANT IN THREE SICK CALL SLAS IN . I DIDN'T GET SEEN BY ANYOUR FOR TWO WEEKS THE I SAW GLLEN WITTHAN. SHE WAS A RUNE OLDER WOMAN THAT IND NOTHING. SHE TOLD ME, "YOUR TUST IN PAIN YOUR NOT SOFFERING!" SHE TOLD MY TO DO YOGA TO HEAL MYSEIF AND THAT I WAS FAKING I SAID, "SO YOU THINK I FAKED ALL MY INJULIES?" SHE SAID, NO BUT YOUR NOT BEING HONEST ACOUT YOUR METURIES. I TOLD HER, "IT WAS CAPTURED ON THE CAMERA SUSTEM IS THAT NOT HONEST ENOUGH?" ONE WEEK LATER I SAW DR. FRENCH. THERE ARE THREE PRISONS AT PNH AND HE'S THE DOCTOR FOR ALL OF THEM. I ASKED HIM, "KING WELL ALL MY MEDICATIONS TAKEN?" HE JUST SAT THERE LOOKING AT ME. I ASKED I COOKED GET THEM BACK AND HE SAID, "TH NOT GOING TO GIVE YOU ANY THING!" WHY "I SAID. HE SIMPLY SAID, "I DONT BELIEVE IN IT. "THEN I TOUS HIM, "YOUR NOT TO JUST STOP GIVING SOMEONE ELAVIL, YOU HAVE TO THACK THEM DEF, 175 DANGEROUS. "HE PESADNOCK OH WELL I WAS TAKEN BACK TO MY CHOIT. BY THIS TIME I COULD NO LONGER TAKE IT. I WAS HAVING AN XIETY ATTACKS, I WAS STARTING TO THING AND HALLUCINATE FROM SLEEP DEPRIVATION, I WAS BECOMPLING DEPRESSED AND ANGRY SO I POT IN A LEQUEST TO SEE HENTH. HENTH. THIS WAS DONE ON OR ABOUT JUNIO 28 2018. I SAW HER ON JULY CO AS WELL AND SHE ORDERED GO HE OF GLAVIC DURING MY MEETING WITH HER SHE STATED, "I CANT BELIEVE DE FRACH JUST CUT YOU OFF LIKE TOLAT, IT COULD OF CASED RESPATORY AND HEART AROBLEMS THAY EVELVING WHEN THE HED PASSER BAHE TO MY WILLDOW TO GIVE ME MY MENICATION SHE STOPPED AND SAID, "I CANT LIVE YOU THIS HEDICATION, YOUR ALLEGIC! "I TOUS HER I'VE LEEN FAXING IT FOR YEARS AND SHE SAID SHE WOOLD CHECK AND IF I WAS TELLING THE TRUTH SHE WOULD BRING IT BACK. I ASKED HER " BEFORE YOU LEAVE CON YOU TELL HE WHO WROTE IT? " SHE SAID, "THE THLY ONE THAT COULD OF DONE IT WAS DEFRENCH!" I PHONOHY TO MYSELF THIS WAS BONE TO MAKE HE SUFFER, TO KULT ME HE NO IT MALICIONSLY HE KNOW I

WOOD SUFFER WITHOUT IT AND DID IT ANYWAY



		Page: _b
	FACTUAL ALLEGATIONS	
	THE PLANT OF S	
13.)		
	ON OR ABOUT MAY 16, 2018, PLAINTIFF MARK STAKE WAS WORKING OUT ON A PIECE OF EN	ERCISE
TNAT TO TH	LOCATED AT PNH I IN SANTA FE N. M. WHEN THE CABLE BROKE RESOLTING IN A SERIO	US BACK IN
	IS VERY DAY, IS CAUSING PLANNTIFT PAIN AND SOFFERING ON A DAILY BASIS.	
14.)	ST NOT AR DU STUTE CONTROL AND BELLEY, PLANNTIFF WAS ON CRUTCHES FOR A MONTH AND W	uc house
A SPECIALIS	II, MEL, OR HAY DIHER FORM OF EXAMINATION AND HIS TOLLARE DOUT WITCHTIME BOD	ANST TUTU
DILN'T WAN	WI TO PAY FOR IT	VOE THEY
<b>(5)</b>	WARD MIGHERTIAN AND RETURN AT TOOK WORKER TO A STATE OF TOOK WORKER TOOK A STATE OF TOOK WORKER TOOK A STATE OF	A 40
BACK.	NAON INFORMATION AND BETIEF, IT TOOK MEDILAL TEN DAYS TO LET AN X-RAY FOR	PLAINTIATS
il.)	WOOD INFORMATION AND BELLET, OFFICE'R CARDENAS WAS PRESENT AND WITHES	ert ear
ACCIDENT A	TAD HE PAUL H SIMEPLENT TO THIS PART ON THE ARCHARIST PENANT TURNS AND	TUIN DEMALIE
MORNING DOT	T WITH FLANTIFF AND THEY TO MADE STATEMENTS (SEE ATTACHMENTS BANDC)	
<i>j</i> Z.)	CARLES DEDI AND MUSE DIE WAS STORED, I VE BEEN TRYING FOR	1.000
GET THOSE C	CABLES REPLACED MAYES THIS WILL HELP "HE E-MAILED CATTAIN MIKE BACA ON THE DAY OF	THE ACCURACY
	·	
<u>B)</u>	WHOW INFORMATION AND BELIEF, WHEN PLAINTIFF GOT IN TROUBLE AND WAS SENT TO PAN	H SIDTH 411
ALLA KUTTION	WAS NEED THEEN THAT THE CHNICKLED HOTTING HAPUTITY IN HAPPY WAY AND SURTUPTURE	THE TO PAIN
MND SUFFEE	PINE ONLY TO MAKE HIM SUFFER.	
<i>I</i> 9.)	WATERISE "HE DIDN'S ACCUSED WHEN THE WOLDEN GIVE PLANTIFF HIS PAIN HE	Ich il a - va i C
ELAVIL, BAY	LABORISE, "HE DIDN'T BELIEVE IN (T, "WAS WHAT DR. FRENCH SHO.	EDICHTION,
20.)	UNON INFORMATION AND BELIEF, TRIBLER POINT INJECTIONS WERE DESFREN BY	
WHITHAN ANA	D DE FRENCH REFUSED TO GIVE PLAINTIFF THE SHOTS. TO THIS VERY DAY, 4-3-20 PLAINTIFF	BLIEN
<u> LECIEVED AN</u>	LY SHOTS FOR PAIN.	HAS NOT
<i>zı.</i> )	MAN INFORMATION AND BELLEF FOR THE COSTS AND A CO.	
OVER 15 MEN	UPON INFORMATION AND BELIEF, FOR THE SIXTY DAYS ALAINTIFF WAS AT PNM SOUTH	HHE PUT IN
HEBS NULL PHY	USICH THERAPY BANAS BEING TAKEN AWAY.	NIC PAIN
2.)	UPON INFORMATION AND ACTUAL AS A DIDENT DOWN TO A TOWN IN	
DELISION TO	UPON INFORMATION AND BELIEF, AS A DIRECT RESULT OF DR. FRENCH'S RECKLESS AND TAKE PRAINTIFFS PAIN MORE AWAY, PRAINTIFF SOFFERED SEVERE PHYSICAL PAIN AND SO	
SLEEP DEPLIN	VATION, PANIC AND ANXIETY ATTACKS AND DEPRESSION NOT TO MENTION PUTTING PLANITIFY IN	FFERING,
POR CUTTING	HIM off HIS ELAVIC COLD TURKEY.	YARMS NAY
13)	UPON INFORMATION AND BELLEF, PLANNTIFF SAW MENTAL HEALTH BELAUSE OF THE EXT	
BYROLOGIERC	E MODE CITUITURE THEFFULLS HE WAS INSTITUTED TO THE TALE AND THEFFE	1
	THE DAY WILLIAM TO A CONTROL OF THE PROPERTY O	KT CHI
KNOLEN 50 M	16. OF ELAVIC TO BE TAKEN AT NIGHT.	21.346
y.)	THE IT AS A "ALLE PALLE" ALTO DESTET, WHEN DR. FRENCH LEARNED OF PLANUTIFF GETTING HE	
BACK, HE LIST	TED IT AS A "ALLERGIC" MEDICATION SO NO ONE WOOLD GIVE IT TO ME 101 QUITIFFI	'S ELAVIL

Page: 7 UPON INFORMATION AND BELIEF, PLAINTIFF WAS ORDERED TRIBLER POINT INJECTIONS BY EVEN WITTMAN AS WELL AS THE DOCTOR AT NEWHOF IN CLAYTON MY AND TO THIS VERY DAY, 4-3-30 HAS NOT REVENED ONE SHOT FOR HIS LOWER BACK PAIN. AN THREE PRISONS FOLLED TO GIVE THE SHOTS TO PRAINTIFF UPON INFORMATION AND BELIEF PLAINTIFF DID GO TO THE LOCAL HOSPITAL IN CLAYTON N.M. WHERE HE 26) NES SEEN BY A PHYSICAL THERAPIST AND WAS IN FALT PRESCRIBED A THERABAND FOR PAIN MANAGEMENT AS NEEDED, WHON PETURN TO THE PRISON DEFENDANT MARTINEZ TOLD PLAINTIFF, "YOU HAVE TO USE IT HERE IN MEDICAL YOU CANT TAKE IT TO YOUR CELL IT'S ALKY! A DEFERUARD FOR PROPER MEDILAL TREATHENT. CHOW INFORMATION AND BELIEF, PLAINTIFF HAS INFORMED ALL DEFENDANTS LISTEN IN THIS COMPLAINT THE NUTURIES OF HIS PAST AND THE CHRONIC PAIN ISSUES BROUGHT FORTH IN THIS COMPLAINT. OPOW INFORMATION AND BUILT, AT AU TIMES RELEVANT HEREIN, WEXFORD HEALTH SOURCES, N. FRENCH 28.) ELLEW WITTMAN, AND HSA MARTINES, THROUGH THEIR EMPLOYEE'S AND AGENTS WERE REQUIRED TO USE THE ORDINARY LARE OF A REASONABLY PRIDENT ENTITY IN SOPERVISING AND TRAINING, AS WILL AS HAVING POLICIES IN DIACE TO ENSURE INHATES AT TREIR PACKITIES ARE NOT NEWDIESSLY ENDANGERED. UPON INFORMATION AND DELIEF INSTEAD, WITH FORD HEALTH SOURCES, DR. FRENCH, ELLEN WITTMAN, AND HOA MARTINEZ PERPETUATED A ZAX INMATE POLICY/ PROCEDURE, AND A CULTURE THAT ALLOWED THIS HERNETIVE MISCONDUCT TO CONTINUE. POUT I DELLEKTRATE INDIFFEROVE. COVEL AND DIVIVIAL PUNISHMENT BY DEFENDANTS WEXFORD HEALTH SOUCHES DE FOENCH EILEN WITTMAN, USA MARTINET PARAGRAPHS 1-29 ALE HELEBY RE-ALLESGED AND INCORPORATED: HELEIN AS THEY WERE SET *30.*) FOORTH IN FULL. DEFENDANTS WEXFORD HEALTH SOURCES, (WEXFORD) DR. FRENCH, (FRENCH) ELLEN WITTMAN, *3L*) (WITTHAN,) HAS MAPTINEZ, (MARTINEZ) ALSO KNOWN AS WEXFORD ET. 21, ARE STATE LETORS WHO AT ALL TIMES RETEVANT HEREIN WIFRE ARTING DNDER THE COLOR OF STATE LAW. UPON INTORMATION AND BELIEF, DEFENDANTS WEATORD et al. HAD A DUTY TO ENSURE THE SAFTY OF ALL DIESONS UNDER THEIR DIRECT CARE, CONTROL, AND COSTDAY INCLUDING THE PLAINTIFF. VAON INFORMATION AND BELIEF, DEFENDANTS WEXFORD CT. D., RELYLESSLY ANDLOR WILL FULLY COMMITTED DECIRERATE MAISTARENCE AND CRUEZ AND UNDSUAL PUNISHMENT. CHONINFORMATION AND BELIEF, DEFENDANTS WEXFORD OF AL, RECKLESSLY AND OR WILL FULLY FAILED TO PROVIDE PROPER MEDICAL CARE AND VIOLATED THE STANDARD OF PARE FOR HEALTHCARE PROVIDERS IN NEW HEXIED IN WAYS INCLUDING BUT NOT LIMITED TO;

a.) ACTED DELIBERATELY INDIFFERENT TO FLAINTIFF'S SERIOUS MEDICAL NEEDS BY

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DELAYES TREATMENT AND TOR NO TREATMENT TO PLAINTIFF'S BACK INSTURY GONDLING ALL POSSIBLE SERIOUS COMPLICATIONS OF A BACK NOTURY AND/OR A CONCUSSION BY NOT CHECKING PLAINTIFF'S POLS, HEART LATE, VITALS, AND NOT GIVING X-RAYS FOR 10 DAYS. b.) BY TAKING PLAINTIFF'S MEDILATIONS WHEN HE GOT IN TROOBLE. (,) BY WRITING PLAINTIFF WAS ALLERGIC TO ALEVIC WHEN IT WAS OBVIOUSLY CLEAR HE WAS IN FAIT NOT. d.) BY NOT GIVING PLAINTIFF HIS THERABAND WHEN IT WAS PRESCRIBED BY A PHYSICAL THERAPIST AT THE HOSPITAL C.) BY NOT GIVING PLAINTIFF HIS TRIGGER POINT INTECTIONS ON THREE DIFFERENT TIMES F.) BY TELLING PLANUTIFF HIS BACIOFEN WAS NON FORMOLARY AND FOR THAT REASON HE COOKDIN'T HAVE THEM EVEN THOOGH 175 NOT TRUE 6) BY NOT OPDERING FURTHER TESTS ON PLAINTIFF'S BACK TO SEE WHY HE'S HAVING BACK PAIN h.) BY TREATING PLAINTIFF AS IF HE IS A NUSTANIE RATHER THAN A PATIENT IN NEED OF MEDICAL HELF, AND BY SUBJECTING HIM TO HONTHS AND MONTHS OF NEEDLESS PAIN AND SOFFERING AS WELL AS PSYLOLOGICAL AND EMOTIONAL SOFFEEING 35.) UPON INFORMATION AND BELIEF, BECAUSE THE ALTS AND/OR OHISSIONS OF DEFENDANTS WEXFORD CT. II., WERE DELIBERATELY INDIFFERENT, DONE WILLFULLY, RELKIESSLY, AND DONE WITH MALILE, THE RESULTS WERE PLUEL AND UNDSUM DOMISHMENT. THE DEFINDANTS ARE SUBTECT TO DONATIVE DAMAGES AS WELL AS COMPENSATORY DAMAGES. COUNT II INEGLIGENCE NEW IGENT SUPERVISION MEDICAL MAIDEAUTICE PARAGRAPHS 1-35 ARE HEREBY RE-ALLEDGED AND INCORPORATED HERE IN AS THEY WERE SET FORETH IN FUL UPON INFORMATION AND BELLET, AT ALL TIMES RELEVANT HEREIN, WEXFORD et. DI., WELA ALL SOPERVISORS AND POLICY MAKERS WHO ACTED THROUGH THEIR EMPLOYER AND EMPLOYER'S AND HEENTS AND WERE REQUIRED TO USE THE ORDINARY CARE OF A REASONARY PROBENT ENTITY IN SUPERVISING AND TRAINING AS WELL AS HAVING DAID ENFORCING POLICIES AND PROCEDURES IN PLACE SO INMATES AT THEIR FACILITIES ARE NOT NEEDLESSLY AND RECVIESSLY EXIDANGELED UPON INFORMATION AND BELIEF, DEFENDANTS WEXFORD Ct. II. THEOLOGH THEIR EMPLOYEES AND AGENTS, WILL FUCLY AND RELYLESSLY DID NOT USE THE DEDINARY CARE OF A REASONABLY PRODUCT

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ENTITY BY COMMITTING NEGLIGENCE, NEGLIGENT SUPERVISION, AND MEDICAL MALPRACTICE BY WAYS INCLUDING BUT NOT LIMITED TO: O.) CHOOSING NOT TO ACT TO PUT AN ENO TO THE NEBLIGENCE MEDICAL PRACTICE, AND NG6216FNT SOFERNISHIN. THERAPY CHOOSING TO SAY THERABANDS ARE A THREAT TO THE SECURITY OF THE INSTITUTION WHEN THEY C.) BY FORMULATING THE POLICY THAT BECAUSE MEDILATIONS ARE LISTED AS," NON-FORMOLARY," THAT THOSE MENICATIONS CAN'T BE GIVEN WHEN IN FACT THEY CAN. d.) By CHOOSING NOT TO ENFORCE PRICIES AND PROPERDIES REJATING TO MEDICAL -MALPRACTICE, NEGLIGENCE IS NEGLIGENT SOPERVISION BY NEFINITION. e.) BY CHOOSING NOT TO ACT TO PUT AN ENIO TO MEDICAL MALPRACTICE, NEGLIGENCE, AND NEGLIGIET SOFTENISION ONCE IT IS BROUGHT TO THEIR ATTENTION BY AN INMATE OR DIHER STAFF PERSOLIVEL. WON INFORMATION AND BELIEF, DEFENDANTS WEXFORD et. II., ARE RESPONSIBLE FOR THEIR 39.) OWN ACTS AND OMESPONS AS WELL AS THE ACTS AND OHISSIONS OF THEIR EMPLOYEE'S DPON INFORMATION AND BELIEF, AS A DIRECT AND PROXIMATE PESCIT OF THE INTENTIONAL 40.) WILL FULL, RELLESS, NEGLIGENT ACTS AND OMISSIONS THET RESULTED IN CLUEL AND UNUSUAL POWISH MENT OF ALL DEFENDANTS LISTED IN THIS COMPLAINT PLAINTIFF SUFFERED PHYSICAL PAIN AND SUFFERING AND SEVERE BYCOCOBILAC AND EMOTIONAL SOFFELING INCLUDING PHYSICAL INTURY AND DENIAL OF COMPETANT HEAVEAL CHEE. OPON INFORMATION AND BELIEF, AT ALL TIMES PELEVANT TO THIS COMPRAINT DEFENDANTS WEXFORD OF DI HAVE A DUTY TO BO THEIR JOB TO THE BEST OF THEIR ABILITY. REMAINING PROFESSIONAL AND DESPECTFUL TREATING INMATES LIKE HOMAN BEINGS WHEN DEALING WITH INMATES. UPON INFORMATION AND BELIEF, WHEN PRISON MEDICAL STAFF OPERATE IN ANY PRISON IGNORING ITS OWN POLICIES AS WELL AS THE POLICIES ESTABLISHED BY FEDERAL OUR STATE LAWS, THOSE THAT CHOSE TO KNORE THOSE POLICIES AND DEOLESNICS SHOOLD BE HELD ACCOUNTABLE FOR THE RECKLESS DECISIONS NOT TO FOLLOW THE PORES AND REGIONATIONS SIMPLY BECAUSE THEY DON'T WANT TO PAY FOR IT MS NEW GENCE, NEW LIBERT SOREINISION AND HEDICAL MALPRACTICE RESORTING IN CRUEL AND LINOSCIAL POLISHMENT THAT WAS CALSILY PREVENTABLE. ODUT III DEPRIVATION OF CIVIL-RIGHTS INVOER 42 O.S.P. 1983 BU DEFENDANTS WEXFORD FOENCH WITTMAN AND HIA MARTINET UNIVER THE FORETEENTH AMENOMENT BY WHIND EIGHT

43) PARAGRAPHS 1-42 ARE HEREBY RE-ALLEDGED AND INCORPOR	PATEN HOOVING ACTION
WELL SET FOORTH IN FULL.	THE HUNDIN IS INCH
44) IPONUMERO MATION AND REPURE METEROLOGICA OF AL	
DI WOND THE OCCIET, DEFENDITUTS WENTOLD EL. O.	HAD A DUTY TO ENSORE THE
SAFTY OF ALL INMATES UNDER THEIR DIRECT CARE, CONTROL, OND CUSTODY INC	LUDING THE PLAINTIFF.
45.) OPON INFORMATION AND BELLEF, WEXFORD CT. DI. 'S LAX POLICIE	C DUA WALIANT
TRAINING AND SOPERUSION, AND TURNING A BLIND EVE TO THE DELIBERATE OF	CONCERNATION AND CONTRACT
NEGLIGENT SOPERISION, MENICAL PRACTICE, AND CRUET AND CHUSUAL PUNISHME	COST TELENCE, NEGLIGENIE,
PONSTITIONINA PIXUES TO BE EPOST FROM SOUL AND ONLY CORNAID UNITED	W VIOCATEA VLHOTITIS
CONSTITUTIONAL RIGHTS TO BE FROM FROM SUCH LOUDULT SELECTED IN THE	DUE PROCESS CLAUSE OF
THE GOOTEENTH AMENDMENTS BY WAY OF THE ETCHTH AMENDMENT.	
46.) UPON INFORMATION AND BILLET, DEFENDANTS WEXFOLD OF DI	WIERF ASOLAPE AT THE
NELIBERATE INDIFFERENCE, MEDICAL MALPRACTICE, NEGLIGENTE, NEGLIGENT SAFER	VICTORS AND ADIRECT OUR
DNOSOAL PONISHMENT WAS TAKING PLACE BUT CHOSE NOT TO ACT TO ACT AND	DOIN TO THE ACCUMENT
CONDUCT DISPENSABBING THE RISK OF HARM TO THE PLAINTIFF WHILE OWNER.	THE O DANG
THE THE TOTAL VALUE OF	MEIR GAE.
47) UADO INFORMATION AND BECKET, DEFENDANTS WEXFOLD CT. DI	LAIDDEN THE MUNICIPAL
AT THEIR TACKETY THAT PERMITTED THE DEPRIVATION OF CIVIL RIGHTS.	SNUROU THE QUADITIONS
46.) OFON INFORMATION AND BELIEF, DEFENDANTS WEXFORD C. 21. A	CIED WITH COMPLETE
DEFECTION TOR HAINTIFF'S RIGHT TO BE FREE FROM BODILY HARM USILE DUMP	THE COUTEN ALLA
PROTECTION OF THE NEFENDANTS WHICH VIOLATES PLAINTIFF DUE PROCESS RIGHTS	
44.) WARD MARRATION AND RELIEF WENTERD A 21 'S ASSISSALLY	
TO THE TOTAL PROPERTY OF THE P	OT TO ACT TO THE WIDE SPREAD
PRACTICES AT ALL NEW MEXICO'S PRISONS ENABLES THE DELIBERATE INDIFFERENCE, NO.	WILLNOW, NEWLIGENT
SUPERVISION, MEDICAL MALPRACTICE, AND CRUEL AND UNUSUAL PUNISHMENT DIRECT	ITLY AND PROXIMATELY
CHESED THE CONSTITUTION AL DEPRIVATION RESOLTING IN PLAINTIFY'S DAMAGES I	NCLUDING BUT NOT LIMITED
DI PHYSICAL INJURY, PHYSICAL PAIN AND SUFFERING, NENIAL OF COMPETANT MES	DICAL CARE, AND SEVERE
RSYCOLOGICAL AND EMOTIONAL DISTRESS.	,
EXHAUSTION OF LEGAL REMIDIES.	
45) PLAINTIFF HAS COMPLETED THE PROPER GRIEVANCE PROCEDURES DO	TLINED BY THE DIPA
DAD TO THE PICTURE MOMEROUS TIMES TO COMPLETE THE BEILVANCE PROPERTION	S Aut GOT US DECONUCE
FROM GRIEVANDE OFFICERS.	SIMI OUT MY RISPONSE
Parison Can Active	
PRAYER FOR RELIEF	
de)	
(b.) WHERE FOLE, PLAINTIFF RESPECT FIXLY PRAYS THAT THIS COURT BRANTING PLAINTIFF THE POLLOWING:	ENTER A JUAGEMENT
DKADUNG YLANVITT INE TOLCOWING;	

Page:	#

1) A DECLARATION THAT TH	E ACTS AND OMISSIONS DESCRIBED HEREIN VIOLATED
RAWTIFF'S RIGHTS UNDER THE CONSTITUTION A	PAID THE LAWS OF THE UNITED STATES.
2.) A PRECHINIARY INTUNETION	N ORDERING DEFENDANTS WEXFORD et. DI. TO TAKE PLAINTY
TO A BACK SPECIALIST FOR PORTAGIC EXAMINATION	U ORDERING DEFENDANTS WEXFORD et. 21. TO TAKE PLAINTY
3) OLDER ALL DEFENDANTS T	D PAY COMPENSATORY DAMAGES IN THE AMOUT OF TO
BE DETERMINED BY JURY AT TRIAL JOINTLE	Y SEVERALLY TO EACH DEFENDANT FOR ANY PAIN AND
SUFFERING, PHYSICAL IN TURY, EMOTIONAL AND P	TO PAY COMPENSATORY DAMAGES IN THE AMOUT OF TO Y,SEVERALLY TO EACH DEFENDANT FOR ANY PAIN AND SYCOLOGICAL DISTRESS.
	·
4.) ORDER ALL DEFENDAUTS TO	O PAY PUNATIVE DAMAGES IN THE AMOOUT TO BG
BETERMINEA BY JODGE AUD JORY AT TRIAL SINCE	THE ACTS AND OHISSIONS DESCRIBED HEREIN WERE
DOLX RECYLESSLY, WILLFOLLY, AND DONE WITH	TO PAY PUNATINE DAMAGES IN THE AMOOUT TO BIS THE ACTS AND OHISSIONS DESCRIBED HEREIN WERE HALLE INTENT.
5.) OLDER DEFENDANTS TO PA	Y REBSONABLE ATTORNIES FITES AND ANY AND ALL
LEGAL COSTS INCURRED BY PLANUTHFF FOR THE	Y ROBSOLIABLE ATTORNIES FIFES BUD ANY DUD ALL
6.) PLAKUTIFF HAS NO FLAKU,	ASEQUATE, OR COMPLETE REMESON AT LAW TO RESPECT
THE WRONGS DESCRIBED HEDEIN, PLAINTIFF HA	S BEEN AND CONTINOUS TO SOFFER ON A DAILY
BASIS BY THE CONDUCT OF THE NEFFAIDANTS.	•
	<u> </u>
1.) ANY OTHER RELIEF THIS	COURT NOTENS JUST.
•	
8.) A TRIAL BY JURY AGRSUA	NT TO THE RULES OF CIVIL PROCEDURE.
· ·	
	Û.
	RESPECTADLY SUBMITTED
	1
MARK STAAKE #59949	MARK STAALE #59949
6900 W. MICCAN DR. HOBBS, N.M. 88244	
HOBBS, N.M.	$\mathcal{A}/\mathcal{A}$
88244	Mark Stocker
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### NEW MEXICO CORRECTIONS DEPARTMENT INMATE GRIEVANCE

INMATE GRIEVANCE  20-6(-29)
Inmate's Name: MARK STRAKE NMCD#: 59949 Grievance File #: 200107
Institution: LCCF Housing Unit 4 5 4 15 15 of Incident: 12/24/19
Date Received by Grievance Officer: LOU JAN 2 2 2020
Grievance Officer's Signature:  BY:
INSTRUCTIONS: It is expected that problems be resolved in an informal manner. Please read policy/procedure CD-150500 before filing a grievance. Your grievance must be typed or clearly written so as to be readable after photocopying. The grievance must be filed with the Institutional Grievance Officer to be valid. Copies sent elsewhere will be considered informational copies only, not requiring a response.
<b>STEP 1 - Grievance</b> : Include documentation and names of any witnesses to support your claim. For your grievance to be accepted, you must state the relief requested. Use additional pages, if necessary.
NOTHING THAT WAS SUPPOSED TO HAPPED ON THE INFORMAL DIDN'T. NO
MEDS, NO PHYSICAL THURAPY, NOTHING STILL HAVENT SEEN MEDICAL.
10 PAIN EVERYDAY. BACK AND LEG. DANGGROUS TO JUST STOP MY MEDICATIO
FOR My HEART
Inmate's Signature: Mark Silve Date: 1/11/20
Relief Requested: NANT MY ELAVICIS MG. WANT MY BACLOFEN BACK 40 MG AND MY THORABANAS BACK, I WANT TO SEE A BACK SPECIACIST
Relief Requested: NANT My ELAVICIS MG. WANT MY BACKOFEN BACK 40 MG AND MY THERABANAS BACK, I WANT TO SEE A BACK SPECIACIST
Relief Requested: WANT My ELAVIL'IS MG. WANT My BACLOFEN BACK 40 MG  ALB My THERA-BADAS BACK. J WANT TO SEE A BACK. SPECIALIST  STEP 2 To Be Completed by the Grievance Officer:  A. Vour grievance is accepted for consideration.  Byour grievance is being returned to you because of the following reason:  1. The grievance is not readable: 2. The matter has been answered in previous grievance #: 3. The grievance concerns material not grievous under present policy 4. The grievance is a group grievance or petition. (Submit individually.) 5. The grievance is not timely 6. Other Specify:
Relief Requested: WANT My ELAVICIS MG. WANT My BACLOFEN BACK 40 MG  ALL MY THERABADAS BACK, I WANT TO SEE A BACK SPECIACIST  STEP 2 To Be Completed by the Grievance Officer:  A. Vour grievance is accepted for consideration.  Byour grievance is being returned to you because of the following reason:  1. The grievance is not readable.  2. The matter has been answered in previous grievance #:  3. The grievance concerns material not grievous under present policy.  4. The grievance is a group grievance or petition. (Submit individually.)  5. The grievance is not timely.  6. Other Specify:

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## NEW MEXICO CORRECTIONS DEPARTMENT

#### **INMATE INFORMAL COMPLAINT**

Inmate Name: MARK STANKE NMCD#: 59949
Facility: <u>2CF</u> HU/Cell #: <u>4-E # 1/5</u> Date of Incident: <u>12/24/19</u>
Name of subject or person to whom the complaint was filed against: <u>HEDILAL</u>
Explain your complaint in detail: I HANG SEEN HERE SINCE 9/11/19, I HAVE PATIN ABOUT & SIEK LACK SLIPS REQUESTING TO SEE A DOCTOR I HAVE CHRONIC PAIN ISSUES WITH MY BALK AND LEG. ITS
WHIL DOLUMENTED. I WEED MY PHYSICAL THERAPY BANDS FOR PAIN MANAGEMENT, AND MY BACLOTEN
BACK FOR SEVERE MYSCLE SPASUS DUE TO NETWE SMYHEF, I WAS INSTITUTED IN SANTA FE PAM AND I MESSED UP HY BACK. I NEED TO, SEE A SPECIALIST. I'VE TELLY CLEAMS, WAS SUPPOSED TO HAVE TELEGER POINT Inmate Signature: Nach Staal Date: 12/28/19 BUT NEVER 607
Unit Manager/Chief of Security/Designee  Date Received: 1- (0-2020  1,
Recommend: ( ) Recommend formal grievance
Explain: Shelled Apt & Nuße PAK. Malle Sule Further is perioued tooks spealers provided integrals to offeneds
Staff Member:
Acknowledged by the signatures below, this informal complaint is: Resolved
Unit Mgr/Chief of Security/Designee:    Print   Sign   Date:   108 - 26 26 26   Date:   108 - 26 26   Date:   108 - 26 26
Staff Witness: Date Print / Sign
Inmate: Print/Sign Date: 1-08-2020

If this informal complaint could not be resolved, the inmate may pursue a formal grievance within 5 working days of the date of resolution.

At time of resolution-the inmate must be given a copy of the completed copy of the Informal Complaint

Inmate must attach this document if the formal grievance is to be submitted.

# LEA COUNTY CORRECTIONAL FACILITY STAFF MEMBER STATEMENT RESTRICTED AND CONFIDENTIAL RELEVANT DOCUMENTATION FOR AN INMATE GRIEVANCE INVESTIGATION

**DATE: Jan 23, 2020** 

TO STAFF MEMBER: Medical

FROM: M. Valeriano, Grievance Coordinator

SUBJECT: Staake, Mark 59949

**GRIEVANCE FILE NUMBER: 20-01-29** 

THIS REQUEST FOR INFORMATION IS SUBMITTED TO YOU IN ACCORDANCE WITH NMCD POLICY CD-150501, WHICH DIRECTS THE FACILITY GRIEVANCE COORDINATOR TO SUBMIT FINDINGS TO THE UNIT WARDEN. YOU ARE EXPECTED TO PROVIDE A COMPLETE AND ACCURATE ACCOUNT OF YOUR KNOWLEDGE OF THE INCIDENT IN QUESTION. ALL EMPLOYEES ARE EXPECTED AND REQUIRED TO PARTICIPATE IN THE INVESTIGATION PROCESS. DO NOT SUBJECT THE COMPLAINING INMATE OR ANY OTHER INMATE TO ANY ACT OF RETALIATION OR HARASSMENT FOR THE USE OF THE INMATE GRIEVANCE PROCEDURE, WHETHER THE ALLEGATIONS ARE TRUE OR FALSE.

THE ABOVE INMATE ALLEGES, THROUGH THE GRIEVANCE PROCEDURE THE FOLLOWING MATTER: Please provide a response to attached grievance on inmate claims.

STAFF MEMBER'S STATEMENT:	Seen	by	providur	
	)			
	·			
SUPERVISOR SIGNATURE: (	Doch	n	DATE:	1-27·2020

Form CD-150501.2 Revised 07/12/17 Page 1

## NEW MEXICO CORRECTIONS DEPARTMENT Inmate 5-Day Notice of Receipt of Grievance

Inmate's Name:	ho. Mark	~NMCD#:	599	49	
Grievance File #:	, –			1/5	- \ J
re:	. ' /	Issue is under Review:	_		- )
Date Formal Grievance Received:					
***************	***************			********	-
				Re	Form CD-150501.2 vised 07/12/17 Page 1
<u> </u>		ORRECTIONS DEPARTI Notice of Receipt of Grieva			
Inmate's Name:		NMCD#:			
Grievance File #:	Facility:	HU:	Cell:		
RE:		Issue is under Review:	Yes ( )	No ( )	
Date Formal Grievance Received:		Date Notice of Receipt Sent:			
***************************************		**********	*******		*******
				Rev	Form CD-150501.2 rised 07/12/17 Page 1
		ORRECTIONS DEPARTM lotice of Receipt of Grievan			
Inmate's Name:		NMCD#:			
Grievance File #:	Facility:	HU:	Cell: _		
RE:		Issue is under Review:	Yes ( )	No ( )	
Date Formal Grievance Received:		Date Notice of Receipt Sent:			
***************************************					*******
	NOW! LEWIS CO.			Revi	Form CD-150501.2 sed 07/12/17 Page 1
		RRECTIONS DEPARTM of tice of Receipt of Grievan			
Inmate's Name:		NMCD#:			
Grievance File #:	·	Issue is under Review:	Yes ( )	No ( )	
Date Formal Grievance Received:	I	Date Notice of Receipt Sent:			
	••••••				

Form CD-150501.1 Revised 03/11/14 Page 2

## NEW MEXICO CORRECTIONS DEPARTMENT INMATE GRIEVANCE

Grievance File #: 20-01-29 Offender Name: Staake, Mark 59949 STEP 3 - Grievance Investigation and Recommendation: 1. Witness Statement: (H. Dockery, HSAA) 2. Witness Statement: ( ) 3. Grievance Officer Investigation Results and Recommendation: According to documentation you were seen by the provider on 1/15/2020. You have been evaluated, if you feel that you need further evaluation please feel free to place a sick call request. RESOLVED M. Valeriano/ Grievance Officer's Print/Signature STEP 4 – Decision of Warden/Designee: Date received by Grievance Officer: Denied ( ) Resolved ( Granted ( ) Dismissed ( ) Referred ( Common +s Signature: Date Returned to Inmate: STEP 5 - Departmental Appeal: (Return grievance to Grievance Officer for processing.) A. Reason for appeal: I STICL DON'T HAVE MY DHYSICAL THERAPOR THERABANDS
AND I NOTED TO SEE A SPECIALIST FOR MY BUCK FROBLEM FAIN. Inmate's Signature: Date Received By Grievance Officer:

**B.** Department Decision:

Date Sent to Grievance Coordinator: \_\_\_

Form CD-150501.1 Revised 03/11/14 Page 3

## NEW MEXICO CORRECTIONS DEPARTMENT INMATE GRIEVANCE

	Date:	
Cabinet Secretary/Designee	Dutc.	
	Page #2	

Case 2:20-cv-00356-WJ-SCY Document 1 Filed 04/20/20 Page 18 of 22 ATTACH MENT B TO WHOM IT MAY CONCERN. I FLORZUSO WERRERA #83915 ON 5-16-18 MOINTING OUT STDE RECK TEME WORKING OUT WITH MARK STANKE WE WAS USING. THE MACY THE CAPITE CUT'S THROWING MR STAAKE BACKWARDS ON HIS PRETTY LAND INTERED ATMISET IN /2 HAVZ LAWY QUESTION'S FOR ME, DONT USSITATE TO ASK

# 

ATTACHMENT C	
To Whomit May Concern, May 16, 2018	
I Joey Pohi#49768 B-522 was outside on	
the morning of May 16 2018, I was working out	
with Mark Staake and witnessed the cable on	
the weight machine when it broke off the	
Machine. Mark Stacke was using the machine	
when the cable cut and prolled backwards	
landing on his head and back on the concrete	
He hit the floor pretty hard and induced himsel	1
If you have any questions for me, Please don'	
hesitate to ask	
Locy Pohl #9768	

## **CERTIFICATE OF SERVICE BY MAIL**

I hereby certify that a copy of the foregoing pleading document was mailed to:	
UNITED STATES DISTRICT COURT FOR THE DISTRIC	TOF N.M- at
333 LOMAS BUND. N.W. SOITE 270	
ACRIQUERQUE NEW MEXICO	at
	and
	•
On the6	
Mad Stocke	
Signature 6900 W. MILLEN DR.	
(Address) HOBBS N.M.	
88244	
I, VERIFICATION  under penalty	of perjury under the
laws of the State of New Mexico state that the information contained there	ein is true and correct
to the best of my knowledge	Una
Cimptura	Dec Co



# NEW MEXICO CORRECTIONS DEPARTMENT

Secretary Alisha Tafoya Lucero

4337 State Road 14, Santa Fe, NM 87508 - PO Box 27116, Santa Fe, NM 87502-0116
Phone: 505.827.8645 Fax: 505.827.8533 www.cd.nm.gov

Mark Staake #59949 LCCF Grievance Appeal 20-01-29

#### Resolved

This is in response to your grievance appeal you filed claiming that you are not being treated properly at LCCF for pain to your back and leg. Your relief requested is to receive a higher dose of elavil and baclofen medications and Thera bands. You also want to see a back specialist.

The initial investigation indicates you were informed of the results by the grievance officer of the investigation in regards to the issues noted. The grievance officer response is correct in the decision to you. As a follow up, you have received medication and continue to be treated. Physical therapy bands must be used in medical due to the possible misuse if taken back into the housing units.

We are in agreement with the decision and your grievance has failed to provide any additional evidence to support your claim; therefore this grievance appeal is resolved.

You exhausted your administrative remedies.

John Gay, Director of Adult Prisons

Date

11 11 KK STARKE # EGGYA 6900 W. MILLEN DR. HOBBS N.M.

MAIC CONFIDERTIAL. 333 LOMAS BLUD, N.W. SUITE 278 ALBURUELQUE NEW MEXICO

